



PATENT

Attorney Docket No. UM-06855

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kotoku Kurachi *et al.*

Serial No.: 10/018,392

Group No.: 1636

Filed: 08/21/2002

Examiner: Q. Nguyen

Entitled: **Nucleotide Sequences For Gene Regulation And Methods Of Use  
Thereof**

## AMENDMENT TRANSMITTAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)(1)(i)(A)

I hereby certify that this correspondence (along with any referred to as being attached or enclosed) is, on the date shown below, being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: August 15, 2005

By: 

Traci E. Light

Sir or Madam:

Transmitted herewith is an amendment for this application. The fee has been calculated as shown below.

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDITIONAL FEE
Total Claims	2	-	20	0	×	50.00	\$0.00
Independent Claims	2	-	3	0	×	200.00	\$0.00

Extension Of Time-One Month \$120.00

50% Small Entity Reduction \$60.00

**TOTAL DUE \$60.00**

1. A check in the amount of **\$60.00** is enclosed.
2. Please charge any additional fees, including any fees necessary for extensions of time, or credit overpayment to Deposit Account No. **08-1290**. **An originally executed duplicate of this transmittal is enclosed for this purpose.**
3. One Month Extension of Time.

Dated: August 15, 2005

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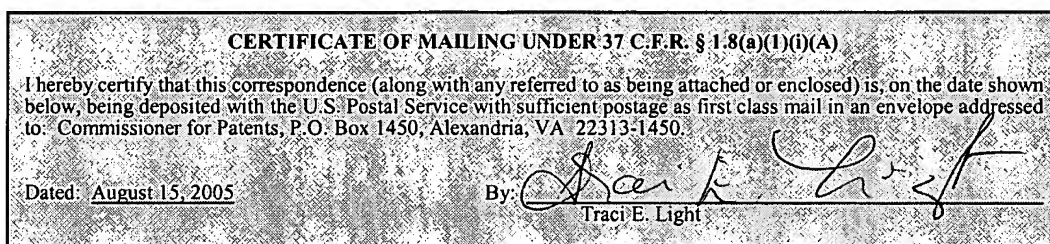
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Kurachi, et al.  
Serial No.: 10/018,392  
Filed: 08/21/2002  
Entitled: **Nucleotide Sequences for Gene Regulation and Methods of Use Thereof**

Art Unit: 1636  
Examiner: Nguyen, Q.

**RESPONSE TO OFFICE ACTION  
MAILED JUNE 16, 2005**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450



Madam or Sir:

In answer to the Office Action mailed on June 16, 2005 the Applicants submit, for entry into the record, the instant Response. Filed, herewith, is a Petition for a one month extension of time (along with a check for the requisite fee). The Applicants have (in the attached transmittal papers) authorized the debit of their representative's deposit account to cover any additional fees that may be due in filing the instant Response.

The Examiner, in the paper mailed March 16, 2005, restricted the twenty pending claims in the application captioned above into four groups: Group I (claims 1-2 drawn to a recombinant expression vector comprising one or more regulatory sequence selected from SEQ ID NO:1 or a portion of SEQ ID NO:1), Group II (claims 1-2 drawn to a recombinant expression vector comprising one or more regulatory sequence selected from SEQ ID NO:3 or a portion of SEQ ID NO:3), Group III (claims 3-18), and Group IV (claims 19-20); asking the Applicants to elect one group in the instant prosecution.

The Applicants hereby elect, without traverse, to prosecute Group II in the instant application.

**Amendment To The Claims:** begin on page two of this paper.